

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Glenn E. Morris
Patent No. : 7,479,624
Issue Date : January 20, 2009
Serial No. : 10/629,971
Filed : July 30, 2003
Title : LASER LIGHT ACTUATION SYSTEM

Art Unit : 2878
Examiner : Stephen K. Yam
Conf. No. : 9526

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER REGARDING PATENT TERM ADJUSTMENT

The Patent Term Adjustment (PTA) calculation included in the notice of allowance mailed September 15, 2008 for the above-referenced application indicates the PTA is 315 days. The PTA calculation included on the issue notification mailed January 20, 2009 indicates that the PTA is 905 days. This PTA appears to be longer than appropriate. In good faith and candor, Applicant directs the Office's attention to the calculation of PTO Delay associated with issuance of the patent more than three years from filing. In particular, Applicant notes that the time between the date on which a Notice of Appeal was filed through the date on which the patent issued was not excluded from the calculation as provided for in 37 C.F.R. §§ 1.702(b)(4) and 1.703(b)(4). Applicant believes that the correct PTA for this patent is 315 days, as specified on the notice of allowance.

Applicant believes that no fee is due at this time. Any fees that may be due, however, may be applied to Deposit Account No. 06-1050.

Respectfully submitted,

Date: Feb. 25, 2009


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